

Substance Abuse Prevention and Control Public Safety Realignment Act – Assembly Bills 109/117

December 2011

Fact Sheet



The following Los Angeles County agencies have roles and responsibilities in the County Public Safety Realignment Implementation Plan:

- Probation Department
- Sheriff's Department
- Local Law Enforcement
- District Attorney
- Public Defender
- Alternate Public Defender
- Superior Court
- Department of Public Health – Substance Abuse Prevention and Control (DPH-SAPC)
- Department of Mental Health
- Department of Public Social Services
- Community-based and Faith-based Organizations
- Chief Executive Office
- Countywide Criminal Justice Coordination Committee

Background*

In April 2011, the California Legislature passed the Public Safety Realignment Act - Assembly Bills 109/117 (AB109/117), which transfers responsibility for supervising specific low-level inmates and parolees from the State to counties. In addition, it tasked the local Community Corrections Partnership (CCP) with recommending an acceptable Implementation Plan to the County Board of Supervisors.

Legislation*

The Public Safety Realignment Act took effect on October 1, 2011. Under this legislation, three major areas of the criminal justice system were to be realigned:

- Builds local Postrelease Community Supervision (PCS) for criminal offenders released from prison after having served a sentence for a non-violent, non-serious, non-sex offense (N3s).
- Establishes local jail custody for specified N3s who were previously subject to State prison sentences.
- Shifts the revocation process for parolees to the county court system

General Statistics*

California Department of Corrections and Rehabilitation (CDCR) projects that approximately 9,000 offenders will be released to the Los Angeles County PCS program during Fiscal Year (FY) 2011-12 and between 14,000 and 15,000 offenders total will be released by the end of FY 2012-13.

In addition to the PCS population, according to CDCR statistics and estimates from the Los Angeles County District Attorney's Office, Los Angeles County will also be responsible for 7,000 newly sentenced felony offenders annually who will no longer be sentenced to confinement in state prison under this Act.

Implementation Plan*

The Los Angeles County CCP proposed three sections for the County Public Safety Realignment Act Implementation Plan:

- PCS
- Jail Management Plan
- Revocation

DPH-SAPC Responsibilities Under Public Safety Realignment Act

- The PCS designated the Department of Public Health – Substance Abuse Prevention and Control (DPH-SAPC) to assist in accessing substance use disorder (SUD) treatment services.
- The role of the DPH-SAPC is to provide the programmatic oversight and funding for residential, outpatient counseling, and alcohol and drug-free-living centers services to be made available to postrelease persons (PSP) released under AB 109.
- Once the PSP is released from state prison they must report to a designated county Probation HUB for a risk assessment that includes a behavioral screening for SUD, mental health, or co-occurring disorders.
- If an AB 109 PSP is determined to need SUD only treatment services, he/she will be referred to a designated Community Assessment Services Center for full clinical assessment and connected with appropriate treatment, with a certified and/or licensed AB 109 Post-Release Community Supervision Treatment Program.

*SOURCE: County of Los Angeles. Community Partnership Program AB 109/117 Implementation Plan, August 2011